

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:

LEHMAN BROTHERS INC.,  
Debtor.

CARVAL INVESTORS UK LIMITED, as manager  
of CVF Lux Master S.a.r.l., the assignee of Doral  
Bank and Doral Financial Corporation, and  
HUDSON CITY SAVINGS BANK,

Appellants,

- against -

JAMES W. GIDDENS, as Trustee for the SIPA  
Liquidation of Lehman Brothers Inc.,

Appellee.

Case No. 13 Civ. 5381 (DLC)

FEDERAL DEPOSIT INSURANCE  
CORPORATION, as receiver of Westernbank Puerto  
Rico,

Appellant,

- against -

JAMES W. GIDDENS, as Trustee for the SIPA  
Liquidation of Lehman Brothers Inc.,

Appellee.

Case No. 13 Civ. 5964 (DLC)

On Appeal from the United States  
Bankruptcy Court for the Southern  
District of New York

**ERRATUM TO JOINT OPENING BRIEF OF APPELLANTS FEDERAL  
DEPOSIT INSURANCE CORPORATION, AS RECEIVER OF  
WESTERNBANK PUERTO RICO, CARVAL INVESTORS UK LIMITED,  
AS MANAGER OF ASSIGNEE OF DORAL BANK AND DORAL  
FINANCIAL CORPORATION AND HUDSON CITY SAVINGS BANK**

Upon their recent review of the Joint Opening Brief dated October 16, 2013 (ECF No. 11 in case 13-5964 and ECF No. 23 in case 13-5381), the Appellants discovered that they had inadvertently failed to properly cite the case below and accordingly submit this erratum to the Joint Brief:

*In re Aozora Bank Ltd. v. Securities Investor Protection Corp.*, 480 B.R. 117 (S.D.N.Y. 2012),  
*aff'd sub nom. In re Bernard L. Madoff Investment Securities, LLC*, 708 F.3d 422 (2d Cir. 2013).

Dated: New York, New York  
November 8, 2013

OTTERBOURG, STEINDLER, HOUSTON  
& ROSEN, P.C.

PAUL HASTINGS LLP

/s/ Peter Feldman

Peter Feldman  
John Bougiamas  
230 Park Avenue  
New York, New York 10169  
Telephone: (212) 661-9100  
Facsimile: (212) 682-6104  
Email: pfeldman@oshr.com  
Email: jbougiamas@oshr.com

/s/ Luc A. Despins

Luc A. Despins  
Bryan R. Kaplan  
75 East 55<sup>th</sup> Street  
New York, New York 10022  
Telephone: (212) 318-6000  
Facsimile: (212) 319-4090  
Email: lucdespins@paulhastings.com  
Email: bryankaplan@paulhastings.com

*Attorneys for the Federal Deposit Insurance  
Corporation, as Receiver of  
Westernbank Puerto Rico*

*Attorneys for CarVal Investors UK Limited, as  
manager of assignee of Doral Bank and Doral  
Financial Corporation*

SNR DENTON US LLP

/s/ Hugh M. McDonald

Hugh M. McDonald  
1221 Avenue of the Americas  
New York, New York 10020  
Telephone: (212) 768-6700  
Facsimile: (212) 768-6800  
Email: [hugh.mcdonald@snrdenton.com](mailto:hugh.mcdonald@snrdenton.com)  
*Attorneys for Hudson City Savings Bank*

Gene R. Besen (admitted *pro hac vice*)  
2000 McKinney Avenue, Suite 1900  
Dallas, Texas 75201  
Telephone: (214) 259-0956  
Facsimile: (214) 259-0910  
Email: [gene.besen@snrdenton.com](mailto:gene.besen@snrdenton.com)